

IN THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE

REC'D TH  
REGULATORY AUTH.  
'00 JUL 27 PM 4 08  
OFFICE OF THE  
EXECUTIVE SECRETARY

IN RE: )  
BELLSOUTH TELECOMMUNICATION'S )  
TARIFF FILING TO REDUCE GROUPING )  
RATES IN RATE GROUP 5 AND TO ) DOCKET NO. 00-00041  
IMPLEMENT A 3 PERCENT LATE )  
PAYMENT CHARGE. )

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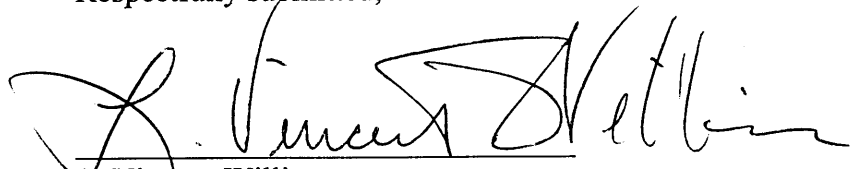
NOTICE OF FILING AND INCORPORATION

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Tennessee consumers recently filed a Petition for Stay which asserted, in part, that the agency decision on the Hearing Officer's Initial Order was arbitrary and capricious and violated due process. Item 20 of the Petition for Stay referred to reliance upon United Telephone-Southeast's pre-June 6, 1995 late charge tariff as grounds for approving BellSouth's tariff. This Notice of Filing and Incorporation attaches a portion of United Telephone-Southeast's October 21, 1992 payment for service tariff U2.4.3 as Attachment "A".

United Telephone-Southeast's Payment for Service tariff U2.4.3 shows definitively that UTSE's late pay charge preexisted June 6, 1995. Tennessee consumers incorporate Attachment "A" into its Petition for Stay by reference.

Respectfully submitted,



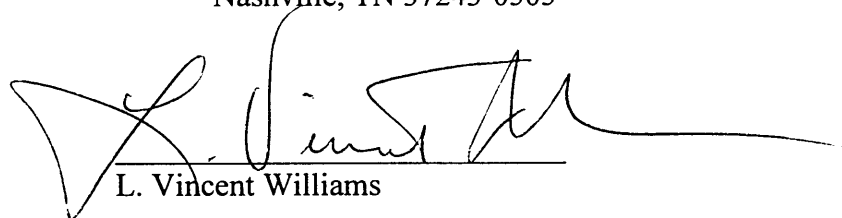
L. Vincent Williams  
Deputy Attorney General  
Consumer Advocate Division  
425 5<sup>th</sup> Avenue, North  
Nashville, TN 37243  
(615) 741-8700  
BPR. No. 011189

Certificate of Service

I hereby certify that a true and correct copy of the foregoing Document has been faxed and mailed postage prepaid to the parties listed below this 21<sup>st</sup> day of July, 2000.

Guy Hicks, Esq.  
Patrick Turner, Esq.  
BellSouth Telecommunications, Inc.  
333 Commerce St., Suite 2101  
Nashville, TN 37201-3300

David Waddell, Esq.  
Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505



L. Vincent Williams

## GENERAL SUBSCRIBER SERVICES TARIFF

UNITED TELEPHONE-SOUTHEAST, INC.  
TENNESSEE

Third Revised Page 17  
Cancels Second Revised Page 17

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ISSUED: October 19, 1992  
BY: Vice President  
Bristol, Tennessee

EFFECTIVE: October 21, 1992

## U2. GENERAL REGULATIONS

U2.4 PAYMENT ARRANGEMENTS AND CREDIT ALLOWANCES (Cont'd)

## U2.4.3 PAYMENT FOR SERVICE (Cont'd)

## a. (Cont'd)

received by the Company within thirty days after the bill is rendered the account shall be deemed correct and binding upon the subscriber.

A late pay charge of 1.5% will apply to each customer's bill when the previous month's bill has an unpaid balance of \$70.00 or more.

- b. The subscriber shall pay monthly in advance or on demand all charges for services and shall pay on demand all charges for long distance service. The subscriber is responsible for payment of all charges for services furnished the subscriber, including charges for services originated or charges accepted at the subscriber's station.
- c. Should service be suspended for non-payment of charges, it will be restored only as provided under "Restoration Charge" in Section U4 of this tariff.
- d. When the service has been disconnected for non-payment, the service agreement is considered to have been terminated. Reestablishment of service may be made only upon the execution of a new service agreement which is subject to the provisions of this tariff.
- e. In its discretion, the Company may restore or reestablish service which has been suspended or disconnected for nonpayment of charges, prior to payment of all charges due. Such restoration or reestablishment shall not be construed as a waiver of any rights to suspend or disconnect service for nonpayment of any such or other charges due and unpaid or for violation of the provisions of this tariff; nor shall the failure to suspend or disconnect service for nonpayment of any past due account or accounts operate as a waiver or estoppel to suspend or disconnect service for nonpayment of such account or of any other past due account.

## U2.4.4 ALLOWANCE FOR INTERRUPTIONS

When the use of service or facilities furnished by the Company is interrupted due to any cause other than the negligence or willful act of the subscriber or the failure of the facilities provided by the subscriber, a pro rata adjustment of the fixed monthly charges involved will be allowed, upon request of the subscriber, for the service and facilities rendered useless and inoperative by reason of the interruption during the time said interruption continues in excess of twenty-four hours from the time it is reported to or detected by the Company, except as otherwise specified in this tariff. For the purposes of administering this regulation, every month is considered to have thirty days.